

**Amendment No. 1 to HB3393**

**Fowlkes**  
**Signature of Sponsor**

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

**AMEND Senate Bill No. 3067\***

**House Bill No. 3393**

by deleting Section 2 of the printed bill in its entirety and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 30-2-301(b), is amended by adding the following language as a new, appropriately designated subdivision:

(5) Within the sixty (60) day period, the personal representative shall execute and file with the clerk of the court an affidavit that the bureau of

TennCare has been notified of the decedent's death pursuant to § 71-5-116.

AND FURTHER AMEND by deleting the following language from the second sentence of § 71-5-116(c)(1) of Section 4 of the printed bill:

or who is blind or permanently and totally disabled.

and by substituting instead the following:

or no surviving child, as defined in §1614 of the Social Security Act, who is blind or permanently and totally disabled or a child who became blind or permanently and totally disabled after reaching majority if the TennCare bureau and the personal representative agree or, in the event of a disagreement, the court, after de novo review, finds that such repayment would constitute an undue hardship to such blind or disabled child.

AND FURTHER AMEND by deleting the following language from § 71-5-116(d)(2) of Section 4 of the printed bill:

specified by the bureau,

and by substituting instead the following:

specified by the bureau, shall state whether the decedent was a TennCare recipient and shall request a release from the bureau of TennCare pursuant to § 71-5-116(c)(2),

AND FURTHER AMEND by deleting Section 1 of the printed bill in its entirety and by renumbering subsequent sections accordingly.